

ESTTA Tracking number: **ESTTA116800**

Filing date: **12/26/2006**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91168674
Party	Defendant Peak Performance Production AB Peak Performance Production AB Box 27224 SEX S-102 53 Stockholm,
Correspondence Address	SIMOR L. MOSKOWITZ JACOBSON HOLMAN PLLC 400 SEVENTH STREET, N.W. WASHINGTON, DC 20004-2201 trademark@jhip.com, smoskowitz@jhip.com, mcuccias@jhip.com, mkent@jhip.com
Submission	Answer
Filer's Name	Simor L. Moskowitz
Filer's e-mail	trademark@jhip.com,smoskowitz@jhip.com
Signature	/Simor L. Moskowitz/
Date	12/26/2006
Attachments	I05428 PEAK PERFORMANCE PRODUCTION AB ANSWER.pdf (4 pages) (31504 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE
TRADEMARK TRIAL AND APPEAL BOARD**

Pro-Football Inc. and NFL Properties LLC)	
)	
v.)	Opposition No. 91168674
)	
Peak Performance Production AB)	

ANSWER

Applicant, Peak Performance Production AB, through its undersigned counsel, hereby answers the Notice of Opposition as follows:

1. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 1 of the Notice of Opposition, and therefore denies same.
2. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 2 of the Notice of Opposition, and therefore denies same.
3. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 3 of the Notice of Opposition, and therefore denies same.
4. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 4 of the Notice of Opposition, and therefore denies same.
5. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 5 of the Notice of Opposition, and therefore denies same.
6. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 6 of the Notice of Opposition, and therefore denies same.

7. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 7 of the Notice of Opposition, and therefore denies same.
8. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 8 of the Notice of Opposition, and therefore denies same.
9. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 9 of the Notice of Opposition, and therefore denies same.
10. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 10 of the Notice of Opposition, and therefore denies same.
11. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 11 of the Notice of Opposition, and therefore denies same.
12. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 12 of the Notice of Opposition, and therefore denies same.
13. Applicant admits the allegations of paragraph 13 of the Notice of Opposition.
14. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations of Paragraph 14 of the Notice of Opposition, and therefore denies same.
15. Applicant admits that the opposed application was filed on January 16, 2004 but Applicant is without sufficient knowledge or information upon which to form a belief as to the remaining allegations of Paragraph 15, and therefore denies same.
16. Applicant denies the allegations of Paragraph 16 of the Notice of Opposition.
17. Applicant denies the allegations of Paragraph 17 of the Notice of Opposition.
18. Applicant denies the allegations of Paragraph 18 of the Notice of Opposition.
19. Applicant denies the allegations of Paragraph 19 of the Notice of Opposition.
20. The Notice of Opposition fails to state a claim upon which relief can be granted.

AFFIRMATIVE DEFENSES

WHEREFORE, Applicant respectfully requests that the Opposition be denied and dismissed with prejudice, that Application Serial No. 76/570322 be registered, and for such other and further relief as the Trademark Trial and Appeal Board deems justified.

Respectfully Submitted,

PEAK PERFORMANCE PRODUCTION AB

By___/Simor L. Moskowitz/_____
Simor Moskowitz
Jacobson Holman PLLC
400 Seventh Street, N.W.
Washington DC 20004
202 638 6666 (phone)
202 393 5350 (fax)
trademark@jhip.com
smoskowitz@jhip.com

December 26, 2006

ATTORNEYS FOR APPLICANT

Docket: I05428

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Answer was served via first class mail, postage prepaid, upon

Claudia T. Bogdanos, Esq.
Quinn Emanuel Urquhart Oliver & Hedges, LLP
51 Madison Avenue
New York, New York 10010

this 26th day of December 2006.

____/Simor L. Moskowitz/____